# Case 10-24382-lbr Doc 5 Entered 07/30/10 14:09:09 Page 1 of 9

**B22C** (Official Form 22C) (Chapter 13) (04/10)

In re	Bernardino Razo Maria Razo	According to the calculations required by this statement:  The applicable commitment period is 3 years.			
Case N	Debtor(s)	☐ The applicable commitment period is 5 years. ☐ Disposable income is determined under § 1325(b)(3).			
	(If known)	■ Disposable income is not determined under § 1325(b)(3). (Check the boxes as directed in Lines 17 and 23 of this statement.)			

### CHAPTER 13 STATEMENT OF CURRENT MONTHLY INCOME AND CALCULATION OF COMMITMENT PERIOD AND DISPOSABLE INCOME

In addition to Schedules I and J, this statement must be completed by every individual chapter 13 debtor, whether or not filing jointly. Joint debtors may complete one statement only.

	Par	t I.	REPORT OF INC	COM	<b>IE</b>					
1	Marital/filing status. Check the box that applies and complete the balance of this part of this statement as directed.  a.   Unmarried. Complete only Column A ("Debtor's Income") for Lines 2-10.									
	b. Married. Complete both Column A ("Debtor's Income") and Column B ("Spouse's Inco						for Lines 2-10.			
	All figures must reflect average monthly income received from all sources, derived during the six						Column A		Column B	
	calendar months prior to filing the bankruptcy case, ending on the last day of the month before the filing. If the amount of monthly income varied during the six months, you must divide the six-month total by six, and enter the result on the appropriate line.						Debtor's Income		Spouse's Income	
2	Gross wages, salary, tips, bonuses, overtime, commissions.						2,546.59	\$	2,283.99	
3	Income from the operation of a business, profession, or farm. Subtract Line b from Line a and enter the difference in the appropriate column(s) of Line 3. If you operate more than one business, profession or farm, enter aggregate numbers and provide details on an attachment. Do not enter a number less than zero. Do not include any part of the business expenses entered on Line b as a deduction in Part IV.									
			Debtor		Spouse					
	a. Gross receipts	\$	0.00		0.00					
	b. Ordinary and necessary business expenses c. Business income	\$	btract Line b from		0.00	\$	0.00	d.	0.00	
4	the appropriate column(s) of Line 4. Do not enter a part of the operating expenses entered on Line b  a. Gross receipts		a deduction in Par Debtor	t IV						
	b. Ordinary and necessary operating expenses	\$			0.00					
	c. Rent and other real property income	S	ubtract Line b from	Lin	e a	\$	0.00	\$	0.00	
5	Interest, dividends, and royalties.					\$	0.00	\$	0.00	
6	Pension and retirement income.					\$	0.00	\$	0.00	
7	Any amounts paid by another person or entity, on a regular basis, for the household expenses of the debtor or the debtor's dependents, including child support paid for that purpose. Do not include alimony or separate maintenance payments or amounts paid by the debtor's spouse.						0.00	\$	0.00	
8	<b>Unemployment compensation.</b> Enter the amount in the appropriate column(s) of Line 8. However, if you contend that unemployment compensation received by you or your spouse was a benefit under the Social Security Act, do not list the amount of such compensation in Column A or B, but instead state the amount in the space below:									
	Unemployment compensation claimed to be a benefit under the Social Security Act Debtor	\$	<b>0.00</b> Sp	ouse	\$ 0.00	\$	0.00	\$	0.00	

9	Income from all other sources. Specify source and amount. If necessary, list additional sources on a separate page. Total and enter on Line 9. Do not include alimony or separate maintenance payments paid by your spouse, but include all other payments of alimony or separate maintenance. Do not include any benefits received under the Social Security Act or payments received as a victim of a war crime, crime against humanity, or as a victim of international or domestic terrorism.  Debtor Spouse			
	a.     \$       b.     \$	0.0	00   \$	0.00
10	Subtotal. Add Lines 2 thru 9 in Column A, and, if Column B is completed, add Lines 2 through 9 in Column B. Enter the total(s).	2,546.5	<b>59</b> \$	2,283.99
11	<b>Total.</b> If Column B has been completed, add Line 10, Column A to Line 10, Column B, and enter the total. If Column B has not been completed, enter the amount from Line 10, Column A.	5		4,830.58
	Part II. CALCULATION OF § 1325(b)(4) COMMITMENT PI	ERIOD		
12	Enter the amount from Line 11		\$	4,830.58
13	Marital Adjustment. If you are married, but are not filing jointly with your spouse, AND if you con calculation of the commitment period under § 1325(b)(4) does not require inclusion of the income of enter on Line 13 the amount of the income listed in Line 10, Column B that was NOT paid on a regulate the household expenses of you or your dependents and specify, in the lines below, the basis for exclusincome (such as payment of the spouse's tax liability or the spouse's support of persons other than the debtor's dependents) and the amount of income devoted to each purpose. If necessary, list additional on a separate page. If the conditions for entering this adjustment do not apply, enter zero.  a. \$ b. \$ c. \$ \$ C. \$	f your spouse, tlar basis for ading this e debtor or the		
	Total and enter on Line 13		\$	0.00
14	Subtract Line 13 from Line 12 and enter the result.	\$	4,830.58	
15	<b>Annualized current monthly income for § 1325(b)(4).</b> Multiply the amount from Line 14 by the number of the result.	umber 12 and	\$	57,966.96
16	<b>Applicable median family income.</b> Enter the median family income for applicable state and househout information is available by family size at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy could be a second of the bankruptcy could	urt.)		
	a. Enter debtor's state of residence: NV b. Enter debtor's household size:	4	\$	70,851.00
17	<ul> <li>Application of § 1325(b)(4). Check the applicable box and proceed as directed.</li> <li>■ The amount on Line 15 is less than the amount on Line 16. Check the box for "The applicable top of page 1 of this statement and continue with this statement.</li> <li>□ The amount on Line 15 is not less than the amount on Line 16. Check the box for "The application at the top of page 1 of this statement and continue with this statement.</li> </ul>	able commitmen		•
10	Part III. APPLICATION OF § 1325(b)(3) FOR DETERMINING DISPOSABLE	E INCOME	Γ.	
18	Enter the amount from Line 11.	2.1	\$	4,830.58
19	Marital Adjustment. If you are married, but are not filing jointly with your spouse, enter on Line 19 any income listed in Line 10, Column B that was NOT paid on a regular basis for the household expedebtor or the debtor's dependents. Specify in the lines below the basis for excluding the Column B in payment of the spouse's tax liability or the spouse's support of persons other than the debtor or the dedependents) and the amount of income devoted to each purpose. If necessary, list additional adjustmest page. If the conditions for entering this adjustment do not apply, enter zero.    S	enses of the ncome(such as ebtor's		
	Total and enter on Line 19.		\$	0.00
20	Current monthly income for § 1325(b)(3). Subtract Line 19 from Line 18 and enter the result.		\$	4,830.58

21	Annualized current monthly income for § 1325(b)(3). Multiply the amount from Line 20 by the number 12 and enter the result.						\$	57,966.96
22	Applicable median family income. Enter the amount from Line 16.						\$	70,851.00
23	<ul> <li>Application of § 1325(b)(3). Check the applicable box and proceed as directed.</li> <li>□ The amount on Line 21 is more than the amount on Line 22. Check the box for "Disposable income is dete 1325(b)(3)" at the top of page 1 of this statement and complete the remaining parts of this statement.</li> <li>■ The amount on Line 21 is not more than the amount on Line 22. Check the box for "Disposable income is 1325(b)(3)" at the top of page 1 of this statement and complete Part VII of this statement. Do not complete P</li> </ul>							nined under §
					DEDUCTIONS FRO			<u>*</u>
		Subpart A: D	eductions under Star	ıdar	ds of the Internal Reve	nue Service (IRS)		
24A	National Standards: food, apparel and services, housekeeping supplies, personal care, and miscellaneous.  Enter in Line 24A the "Total" amount from IRS National Standards for Allowable Living Expenses for the applicable household size. (This information is available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.)							
24B	National Standards: health care. Enter in Line al below the amount from IRS National Standards for Out-of-Pocket Health Care for persons under 65 years of age, and in Line a2 the IRS National Standards for Out-of-Pocket Health Care for persons 65 years of age or older. (This information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.) Enter in Line b1 the number of members of your household who are under 65 years of age, and enter in Line b2 the number of members of your household who are 65 years of age or older. (The total number of household members must be the same as the number stated in Line 16b.) Multiply Line a1 by Line b1 to obtain a total amount for household members under 65, and enter the result in Line c2. Add Lines c1 and c2 to obtain a total health care amount, and enter the result in Line 24B.							
	Household members under 65 years of age			Hou	sehold members 65 years			
	a1.	Allowance per member		a2.	Allowance per member			
	b1.	Number of members		b2.	Number of members			
	c1.	Subtotal		c2.	Subtotal		\$	
25A	Utilitie	Standards: housing and u s Standards; non-mortgage le at <u>www.usdoj.gov/ust/</u> o	expenses for the applica	able c	ounty and household size.		\$	
25B	Local Standards: housing and utilities; mortgage/rent expense. Enter, in Line a below, the amount of the IRS Housing and Utilities Standards; mortgage/rent expense for your county and household size (this information is available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court); enter on Line b the total of the Average Monthly Payments for any debts secured by your home, as stated in Line 47; subtract Line b from Line a and enter the result in Line 25B. Do not enter an amount less than zero.  a. IRS Housing and Utilities Standards; mortgage/rent Expense b. Average Monthly Payment for any debts secured by your home, if any, as stated in Line 47 c. Net mortgage/rental expense  Subtract Line b from Line a.							
26	Local Standards: housing and utilities; adjustment. If you contend that the process set out in Lines 25A and 25B does not accurately compute the allowance to which you are entitled under the IRS Housing and Utilities							
27A	expense regardle Check include include If you of Transpo Standar	Standards: transportation e allowance in this category ess of whether you use put the number of vehicles for d as a contribution to your checked 0, enter on Line 20 ortation. If you checked 1 rds: Transportation for the Region. (These amounts a	y regardless of whether yolic transportation. which you pay the operation household expenses in 7A the "Public Transportor 2 or more, enter on Lapplicable number of ve	you pating (Line Tation Line 2'hicles	expenses of operating expenses or for which the of $0                             $	g a vehicle and operating expenses are re. Standards: umount from IRS Local olitan Statistical Area or	\$	

27B	Local Standards: transportation; additional public transportation expense. If you pay the operating expenses for a vehicle and also use public transportation, and you contend that you are entitled to an additional deduction for your public transportation expenses, enter on Line 27B the "Public Transportation" amount from the IRS Local Standards: Transportation. (This amount is available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.)					
28	Local Standards: transportation ownership/lease expense; Vehicle 1. Check the number of vehicles for which you claim an ownership/lease expense. (You may not claim an ownership/lease expense for more than two vehicles.)   1					
29	Local Standards: transportation ownership/lease expense; Vehicle 2. Complete this Line only if you checked the "2 or more" Box in Line 28.  Enter, in Line a below, the "Ownership Costs" for "One Car" from the IRS Local Standards: Transportation (available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court); enter in Line b the total of the Average					
30	Other Necessary Expenses: taxes. Enter the total average monthly expense that you actually incur for all federal,					
31	Other Necessary Expenses: mandatory deductions for employment. Enter the total average monthly payroll deductions that are required for your employment, such as mandatory retirement contributions, union dues, and uniform costs. Do not include discretionary amounts, such as voluntary 401(k) contributions.					
32	\$					
33	\$					
34	other Necessary Expenses: education for employment or for a physically or mentally challenged child. Enter the total average monthly amount that you actually expend for education that is a condition of employment and for education that is required for a physically or mentally challenged dependent child for whom no public education providing similar services is available.					
35	Other Necessary Expenses: childcare. Enter the total average mont childcare - such as baby-sitting, day care, nursery and preschool. <b>Do</b>	\$				
36	Other Necessary Expenses: health care. Enter the average monthly amount that you actually expend on health					
37	Other Necessary Expenses: telecommunication services. Enter the total average monthly amount that you actually pay for telecommunication services other than your basic home telephone and cell phone service - such as pagers, call waiting, caller id, special long distance, or internet service-to the extent necessary for your health and welfare or that of your dependents. Do not include any amount previously deducted.					
38	\$					
	Subpart B: Additional Living	* •				
	Note: Do not include any expenses that	t you have listed in Lines 24-37				

	Health the cat depend					
39	a.					
	b.	Disability Insurance	\$			
	c.	Health Savings Account	\$			
	Total a	and enter on Line 39		\$		
	If you below:					
40	Contine expense ill, or o	ses that you will continue to pay for the reasonable	amily members. Enter the total average actual monthly e and necessary care and support of an elderly, chronically your immediate family who is unable to pay for such	\$		
41	Protect actuall applica	\$				
42	Home energy costs. Enter the total average monthly amount, in excess of the allowance specified by IRS Local Standards for Housing and Utilities, that you actually expend for home energy costs. You must provide your case trustee with documentation of your actual expenses, and you must demonstrate that the additional amount claimed is reasonable and necessary.					
43	Educa actuall school docum necess	\$				
44	Additi expense Standa or from reason	\$				
45	Charit contrib 170(c)	\$				
46	Total .	Additional Expense Deductions under § 707(b).	Enter the total of Lines 39 through 45.	\$		

		Subpart C: Deductions for	Debt Payment					
47	Future payments on secured cown, list the name of creditor, it check whether the payment included as contractually due case, divided by 60. If necessar Payments on Line 47.							
	Name of Creditor Property Securing the Debt Average Monthly include taxes or insurance							
	a.		\$ Total: Add Li	□yes □no	\$			
Other payments on secured claims. If any of debts listed in Line 47 are secured by your primary residence, a motor vehicle, or other property necessary for your support or the support of your dependents, you may include in your deduction 1/60th of any amount (the "cure amount") that you must pay the creditor in addition to the payments listed in Line 47, in order to maintain possession of the property. The cure amount would include any sums in default that must be paid in order to avoid repossession or foreclosure. List and total any such amounts in the following chart. If necessary, list additional entries on a separate page.								
	Name of Creditor a.	Property Securing the Debt	1/60th	of the Cure Amount				
	<u></u>		Ψ	Total: Add Lines	\$			
49	priority tax, child support and a not include current obligation	rity claims. Enter the total amount, dividing limony claims, for which you were liable s, such as those set out in Line 33.	e at the time of your	bankruptcy filing. <b>Do</b>	\$			
	resulting administrative expense			b, and enter the				
50	b. Current multiplier for y issued by the Executive information is available the bankruptcy court.)	thly Chapter 13 plan payment.  Your district as determined under schedule Office for United States Trustees. (This e at www.usdoj.gov/ust/ or from the clerk nistrative expense of Chapter 13 case	x of x	y Lines a and b	\$			
51		•		y Lines a and b				
31	Total Deductions for Debt Pa	yment. Enter the total of Lines 47 through			\$			
	I.,	Subpart D: Total Deduction			φ.			
52		<b>ncome.</b> Enter the total of Lines 38, 46, as			\$			
	Part V. DETE	RMINATION OF DISPOSABL	E INCOME UN	NDER § 1325(b)(2	2)			
53	Total current monthly income. Enter the amount from Line 20. \$							
54	Support income. Enter the monthly average of any child support payments, foster care payments, or disability payments for a dependent child, reported in Part I, that you received in accordance with applicable nonbankruptcy law, to the extent reasonably necessary to be expended for such child.							
55	Qualified retirement deduction wages as contributions for qual loans from retirement plans, as	<b>ns.</b> Enter the monthly total of (a) all amore ified retirement plans, as specified in § 5-specified in § 362(b)(19).	ounts withheld by you 41(b)(7) and (b) all i	our employer from required repayments o	f \$			
56	Total of all deductions allowe	d under § 707(b)(2). Enter the amount f	rom Line 52.		\$			
	L				ı			

60

61

	Deduction for special circumstances. If there are special circumstances that justify additional expenses for which there is no reasonable alternative, describe the special circumstances and the resulting expenses in lines a-c below. If necessary, list additional entries on a separate page. Total the expenses and enter the total in Line 57. You must provide your case trustee with documentation of these expenses and you must provide a detailed explanation of the special circumstances that make such expense necessary and reasonable.						
57	Nature of special circumstances		Amount of Expense				
	a.		\$				
	b.		\$				
	c.		\$				
			Tota	al: Add Lines	\$		
58	Total adjustments to determine disposable income. Add the amounts on Lines 54, 55, 56, and 57 and enter the result.						
59	Mont	thly Disposable Income Under § 1325(b)(2). Subtract Line 58 from L	ine 5.	3 and enter the result.	\$		
Part VI. ADDITIONAL EXPENSE CLAIMS							
	Other Expenses. List and describe any monthly expenses, not otherwise stated in this form, that are required for the health and welfare of you and your family and that you contend should be an additional deduction from your current monthly income under § 707(b)(2)(A)(ii)(I). If necessary, list additional sources on a separate page. All figures should reflect your average monthly expense for each item. Total the expenses.						

### Part VII. VERIFICATION

I declare under penalty of perjury that the information provided in this statement is true and correct. (If this is a joint case, both debtors must sign.)

Date: July 30, 2010 Signature: /s/ Bernardino Razo

Bernardino Razo (Debtor)

Date: July 30, 2010 Signature /s/ Maria Razo

Maria Razo

(Joint Debtor, if any)

### **Current Monthly Income Details for the Debtor**

#### **Debtor Income Details:**

Income for the Period 01/01/2010 to 06/30/2010.

Line 2 - Gross wages, salary, tips, bonuses, overtime, commissions

Source of Income: **Wynn** Year-to-Date Income:

Total Year-to-Date Income: \$15,279.53 from check dated 6/25/2010 .

Average Monthly Income: \$2,546.59.

#### 9

# **Current Monthly Income Details for the Debtor's Spouse**

### **Spouse Income Details:**

Income for the Period 01/01/2010 to 06/30/2010.

Line 2 - Gross wages, salary, tips, bonuses, overtime, commissions

Source of Income: MGM Signature

Year-to-Date Income:

Total Year-to-Date Income: \$13,703.92 from check dated 6/27/2010 .

Average Monthly Income: **\$2,283.99** .